



OVER 100 YEARS OF SUPERIOR SERVICE

Artesian Water Company



Artesian Wastewater Management



Artesian Utility Development



Artesian Water Pennsylvania



Artesian Water Maryland



Artesian Wastewater Maryland

Via DelaFile

June 23, 2016

Ms. Donna L. Nickerson, Secretary
Delaware Public Service Commission
861 Silver Lake Boulevard
Cannon Building, Suite 100
Dover, Delaware 19904

Dear Ms. Nickerson:

RE: Artesian Water Company, Inc. CPCN Application- Odessa

Enclosed please find a CPCN Application filed on behalf of Artesian Water Company, Inc. to provide water service to the Town of Odessa. AWC paid the required \$300 application fee online through the Commission's electronic portal *Delafile*.

Please feel free to contact me at (302) 453-6995 should you have any questions regarding this application.

Sincerely,

David L. Valcarengi
Manager of Rates and Regulation

cc: John Barndt, DNREC, Division of Water Resources- via email
Grover Ingle, Delaware State Fire Marshall's Office
Constance Holland, Delaware Office of State Planning
Richard Killingsworth, New Castle Planning Board
Edward Hallock, Delaware Department of Health
David Bonar, Delaware Division of the Public Advocate

BEFORE THE DELAWARE PUBLIC SERVICE COMMISSION

**APPLICATION FOR A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY**

This application is filed consistent with the requirements of Delaware Code 26 Del. C. §203C.

Type of Utility Service: **Water Service**

I. APPLICANT INFORMATION

A). Full legal name and address of Applicant:

ARTESIAN WATER COMPANY, INC. ("AWC")
664 CHURCHMANS ROAD
NEWARK, DE 19702

B).	Utility Contact:	<u>DAVID L. VALCARENGHI</u>
C).	Phone No.:	<u>(302) 453-6995</u>
D).	Fax No.:	<u>(302) 369-4041</u>
E).	Email:	<u>dvalcarenghi@artesianwater.com</u>

II. BASIS FOR APPLICATION

- A. The Applicant is in possession of a signed service agreement with the developer of a proposed subdivision or development, which subdivision or development has been duly approved by the respective county government. (26 Del. C. § 203C (e) (1) (b) (1)).
- B. The Applicant has one or more petitions requesting water service from the applicant executed by the landowners of record of each parcel or property to be encompassed within the proposed territory to be served. (26 Del. C. § 203C (e) (1) (b) (2)).
- C. The Applicant, in the case of existing development, subdivision, or generally recognized unincorporated community has one or more petitions requesting water service from the applicant executed by the landowners of record of parcels and properties that constitute a majority of the parcels or properties in the existing development, subdivision, or unincorporated community. (26 Del. C. § 203C (e) (1) (b) (3)).
- X D. The Applicant possess a certified copy of a resolution or ordinance from the governing body of a municipality that requests, directs, or authorizes the applicant to provide water services to the proposed territory to be

served, which must be located within the boundary of such county and municipality. (26 Del. C. § 203C((e)(1)(b)(4))

III. PROCEDURE

- A. Artesian Water Company, Inc. (AWC) requests that this application be reviewed pursuant to an informal fact finding procedure.

IV. PETITIONS FOR UTILITY SERVICE

- A. Town Resolutions- Exhibit A
- B. Map of Proposed Area- Exhibit B

V. IDENTIFICATION OF PARCELS

- A. The application proposes to extend water service to 139 residents of the Town of Odessa, Delaware.
- B. Water service will be extended to parcels that currently have well water through an extension of a main located in Odessa Commons. Artesian anticipates that service will be extended shortly after receiving approval from the Commission.
- C. A map showing the water service area granted by resolution of the Town of Odessa to AWC is provided in Exhibit B.

VI. FINANCIAL AND OPERATIONAL CAPABILITIES

- A. Complete details of the Company are on file with the Commission, including information on Company's finances, and operational and managerial capabilities. A number of reports are on file with the Commission that detail AWC's financial and operational performance.
- B. AWC has been in the business of providing a safe, secure, reliable water supply for customers for over 100 years.
- C. AWC is an affiliate of Artesian Resources Corporation. Information that details the organizational structure of ARC and affiliates is on file with the Commission.
- D. AWC currently serves approximately 81,900 customers throughout the state of Delaware.
- E. AWC facilities are operated by fully licensed operators that have operated in full compliance with applicable federal and state rules, regulations, and laws.
- F. AWC provides water service at all times to present customers of at least the minimum water pressure threshold of 25 pounds. AWC states that it

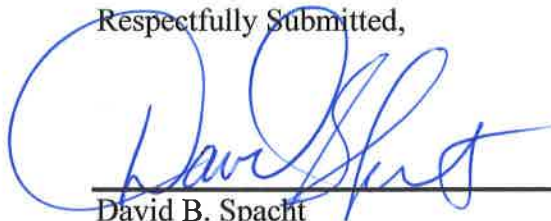
will provide service to the parcel that meet or exceed the water pressure guidelines.

- G. AWC provides superior service and is not subject to any orders from the Commission that found that the Company materially failed to provide adequate or proper safe water services to existing customers.
- H. AWC is not subject to a ruling, decision or finding from DNREC or any other regulatory authority that found the Company materially failed to comply with applicable safe drinking water or water quality standards.

VII. OTHER

- A. AWC's CPCN Application is fully consistent with prior Commission decisions.
- B. This CPCN has been forwarded, for informational purposes, to the following parties:
 - 1. John Barndt, DNREC, Division of Water Resources- via email
 - 2. Grover Ingle, Delaware State Fire Marshall's Office
 - 3. Constance Holland, Delaware Office of State Planning
 - 4. Richard Killingsworth, New Castle County Planning Board
 - 5. Edward Hallock, Delaware Department of Public Health
 - 6. David Bonar, Delaware Division of the Public Advocate

Respectfully Submitted,



David B. Spacht
Artesian Water Company, Inc.
Chief Financial Officer & Treasurer

STATE OF DELAWARE)
COUNTY OF New Castle) SS

Signature of individual

SIGNED AND SWORN (OR AFFIRMED) before me on this 17th day of June, 2016

SEAL

ROBIN E. THOMPSON
MY COMMISSION
EXPIRES
March 14, 2020
NOTARY PUBLIC
STATE OF DELAWARE

3/14, 2020

EXHIBIT A

Town of Odessa

THE MAYOR AND COUNCIL OF THE TOWN OF ODESSA
ODESSA, DELAWARE 19730

ORDINANCE 2009-3

AN ORDINANCE TO ENTER INTO A WATER SERVICE AGREEMENT

WHEREAS, the Town of Odessa Charter, Section 19 grants authority to the Mayor and Town Council to enter into contract to provide, construct, maintain, manage and control public water for the Town of Odessa;

THEREFORE, the Town of Odessa and Artesian Water Company, Inc. by this mutual agreement enter into contract for public water services as contained herein;

First Reading: 11/2/09

By Council Member: KATHLEEN HARVEY

Final Passage: 12/7/09

Vote: BOB GROVE, LINDSAY RICE, BETTS JACKSON, JOHN FREEMAN
5 Ayes 0 Nays KATHLEEN HARVEY

TOWN OF ODESSA, DELAWARE

Kathleen H. Harvey

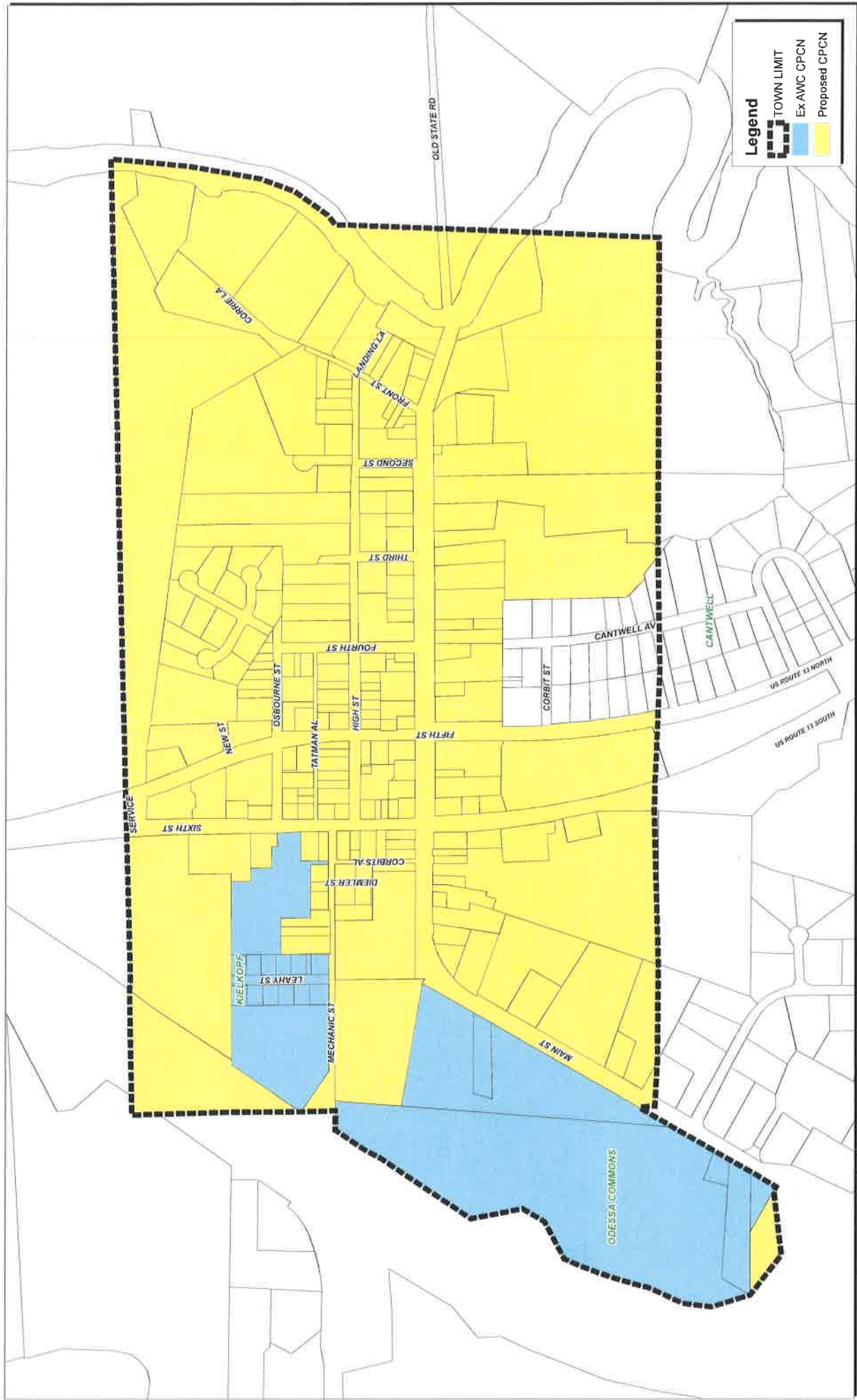
Mayor

Attest:

Barbara Pruitt
Secretary



EXHIBIT B



Town of Odessa